## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of

SATO et al.

Application Number: 10/648,399

Filed: August 27, 2003

For: Method For Converting and Purifying
MATERIALS FOR MODIFYING SURFACES OF
SEMICONDUCTOR NANOPARTICLES

Attorney Docket No. HIRA.0122

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## TERMINAL DISCLAIMER

Sir:

We, Stanley P. Fisher and Juan Carlos A. Marquez, represent that we are the attorneys of record for the above-identified application.

The above-referenced invention has been assigned to Hitachi Software Engineering Co., Ltd., who is the owner by assignment of the entire rights and title of the above-captioned patent application.

Hitachi Software Engineering Co., Ltd., is also the owner of the entire right and title to US Pat. No. 6,911,082 B2 by assignment, and hereby disclaims the terminal part of any patent granted on the above-captioned patent application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of US Pat. No. 6,911,082 B2, and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to US Pat. No. US Pat. No. 6,911,082 B2, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

No rights available under the provisions of 35 U.S.C. §§ 155 and 156 are hereby waived.

03/30/2007 HMARZII 00000114 10648399 01 FC:1814 130.00 OP Hitachi Software Engineering Co., Ltd., does not disclaim any terminal part of any patent granted on the above-captioned application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of US Pat. No. US Pat. No. 6,911,082 B2, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,

Stanley P. Fisher

Registration Number 24,344

Juan Carlos A. Marquez Registration Number 34,072

**REED SMITH LLP** 

3110 Fairview Park Drive Suite 1400 Falls Church, Virginia 22042 (703) 641-4200 March 29, 2007